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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

ZAHID ALIZADA.

Plaintiff,

٧.

ILGAR TALIBOV, et al..

Defendants.

Case No.: 1:23-cv-05484-CM-OTW

NOTICE OF WITHDRAWAL OF MOTION TO COMPEL (DKT. 21)

PLEASE TAKE NOTICE THAT Plaintiff Zahid Alizada hereby provides this Notice of Withdrawal concerning the Motion to Compel Discovery from Smartist Inc. Pursuant to Subpoena Duces Tecum filed by Plaintiff on March 7, 2024, allocated Docket No. 21. Plaintiff has agreed to withdraw his previous subpoena and the Motion to Compel Discovery as Smartist Inc. has consented to service of a new subpoena calling for electronic production of the previously requested documents. Plaintiff thanks the Court for its attention to this matter.

Respectfully submitted,

Dated: April 2, 2024

By: /s/ Davia' Michael Stuart Jenkins David Michael Stuart Jenkins, Esq. Trevor W. Barrett, Esq. DONIGER / BURROUGHS 247 Water Street, First Floor New York, NY 10038 (310) 590 - 1820djenkins@donigerlawfirm.com tbarrett@donigerlawfirm.com Attorneys for Plaintiff